

# SCHEDULE A

**SCHEDULE A**

**AUTHORITY FOR THE TAKING**

The property is taken under and in accordance with 40 U.S.C. §§ 3113 and 3114, which authorize the condemnation of land and the filing of a Declaration of Taking; the Act of Congress approved September 30, 1996, as Public Law 104-208, Division C, Section 102, 110 Stat. 3009-546, 3009-554-55, as amended and codified at 8 U.S.C. § 1103(b) & note; and the Act of Congress approved February 15, 2019, as Public Law 116-6, div. A, tit. II, Section 230, which appropriated the funds that shall be used for the taking.

# SCHEDULE B

**SCHEDULE B**

**PUBLIC PURPOSE**

The public purpose for which said property is taken is to construct, install, operate, and maintain roads, fencing, vehicle barriers, security lighting, cameras, sensors, and related structures designed to help secure the United States/Mexico border within the State of Texas.

# SCHEDULE C

## **SCHEDULE C**

### **LEGAL DESCRIPTION**

Starr County, Texas

Tract: RGV-RGC-5062

Owner: Martin Garza, *et al.*

Acres: 0.652

**Being a 0.652 of one acre (28,421 square feet) parcel of land, more or less, being out of the Juana Josefa Gutiérrez Survey, Abstract No. 84, Porción 72, ancient jurisdiction of Camargo, Mexico, now Starr County, Texas, being out of a called 8.070 acre tract designated as Share 5-A in the Final Decree of Partition recorded in Volume 88, Page 470, Deed Records of Starr County, Texas, being the same tract of land conveyed to Refugio G. Vda de Alvarez (Undivided Interest) by Warranty Deed recorded in Volume 118, Page 525, Deed Records of Starr County, Texas, and being out of a called 46.3293 acre tract conveyed to Martin Garza by Deed of Gift recorded in Volume 965, Page 344, Official Records of Starr County, Texas, said parcel of land being more particularly described by metes and bounds as follows;**

**Commencing at a set 5/8" rebar with an MDS LAND SURVEYING aluminum disk capped survey marker stamped with the following description: "POC RGV-RGC-5062 5063", said point being at the northeast corner of Share 5-A and the northwest corner of a called 8.889 acre tract designated as Share 6 in the Final Decree of Partition recorded in Volume 88, Page 470, Deed Records of Starr County, Texas, being the same tract of land conveyed to Deonica Alvarez Garza (Undivided Interest) by Warranty Deed recorded in Volume 372, Page 381, Deed Records of Starr County, Texas, and being the same tract of land conveyed to Martin Garza by Deed of Gift recorded in Volume 965, Page 344, Official Records of Starr County, Texas, said point being in the north line of the 46.3293 acre tract, a southwesterly line of Share 9, and the southwest line of a called 13.221 acre tract conveyed to L&R Precast Concrete Works, Inc. by Special Warranty Deed recorded in Volume 1393, Page 157, Official Records of Starr County, Texas (Tract I), said point having the coordinates of N=16664730.229, E=849991.897, said point bears S 75°26'31" E, a distance of 3695.74' from United States Army Corps of Engineers Control Point No. 210;**

**Thence: S 09°03'30" W (S 08°07'00" W, Record), departing the southwesterly line of Share 9 and the southwest line of the 13.221 acre tract, with the east line of Share 5-A and the west line of Share 6, for a distance of 106.65' to a set 5/8" rebar with an MDS LAND SURVEYING aluminum disk capped survey marker stamped with the following description: "RGV-RGC-5062-1=5063-1" for the Point of Beginning and northeast corner of Tract RGV-RGC-5062, said point being in the east line of Share 5-A and the west line of Share 6, said point having the coordinates of N=16664624.912, E=849975.107;**

**Thence: S 09°03'30" W (S 08°07'00" W, Record), continuing with the east line of Share 5-A and the west line of Share 6, for a distance of 235.34' to a set 5/8" rebar with an MDS LAND SURVEYING aluminum disk capped survey marker stamped with the following description: "RGV-RGC-5062-2=5063-4" for the southeast corner of Tract RGV-RGC-5062, said point being in the east line of Share 5-A and the west line of Share 6;**

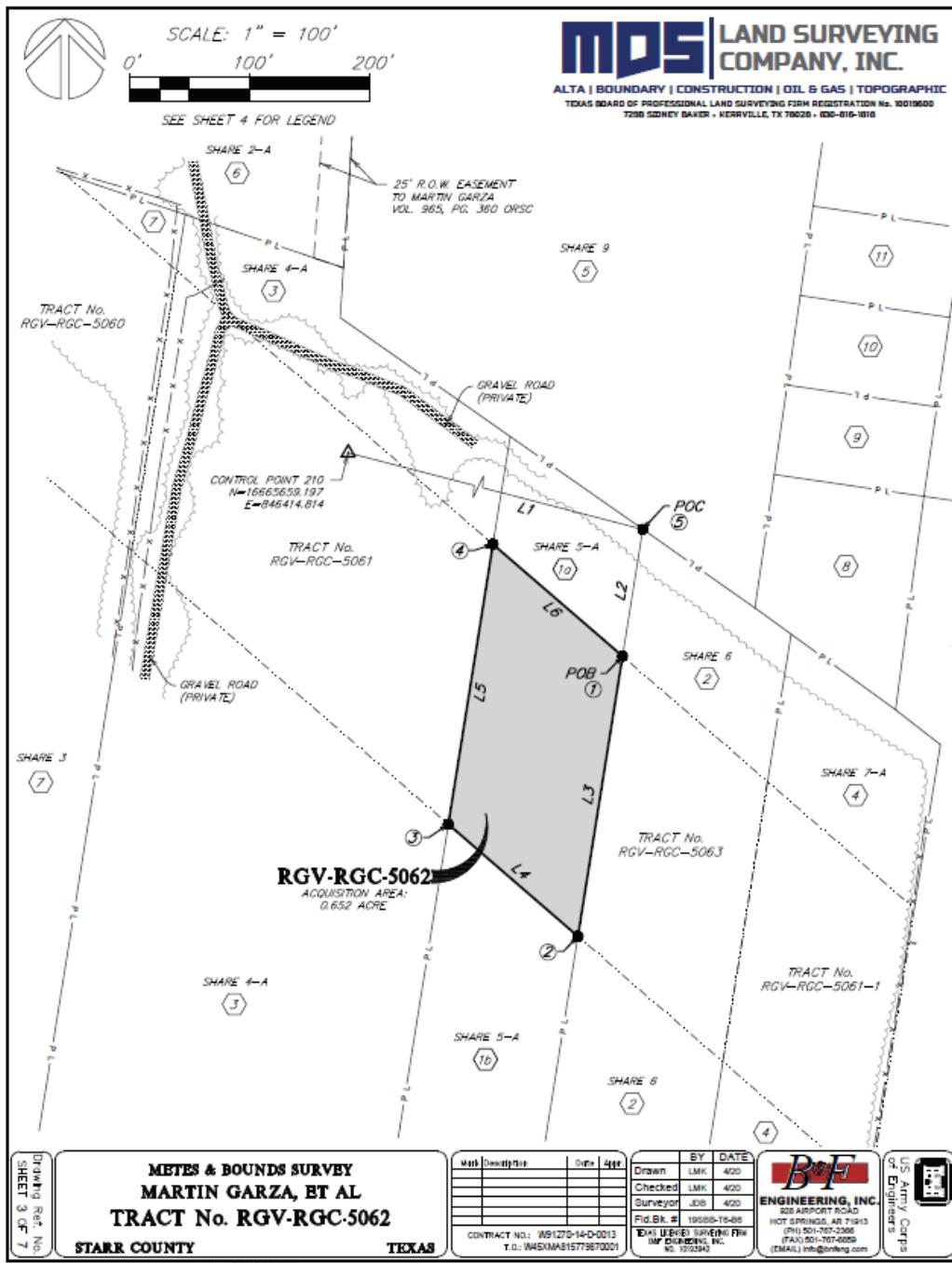
**SCHEDULE C (Cont.)**

Thence: N 49°08'11" W, departing the west line of Share 6, over and across Share 5-A, for a distance of 142.10' to a set 5/8" rebar with an MDS LAND SURVEYING aluminum disk capped survey marker stamped with the following description: "RGV-RGC-5061-3=5062-3" for the southwest corner of Tract RGV-RGC-5062, said point being in the west line of Share 5-A and the east line of a called 20.002 acre tract designated as Share 4-A in the Final Decree of Partition recorded in Volume 88, Page 470, Deed Records of Starr County, Texas, and being the same tract of land conveyed to Martin Garza by Deed of Gift recorded in Volume 965, Page 344, Official Records of Starr County, Texas;

Thence: N 09°03'30" E (N 08°07'00" E, Record), with the west line of Share 5-A and the east line of Share 4-A, for a distance of 235.34' to a set 5/8" rebar with an MDS LAND SURVEYING aluminum disk capped survey marker stamped with the following description: "RGV-RGC-5061-2=5062-4" for the northwest corner of Tract RGV-RGC-5062, said point being in the west line of Share 5-A and the east line of Share 4-A;

Thence: S 49°08'11" E, departing the east line of Share 4-A, over and across Share 5-A, for a distance of 142.10' to the Point of Beginning.

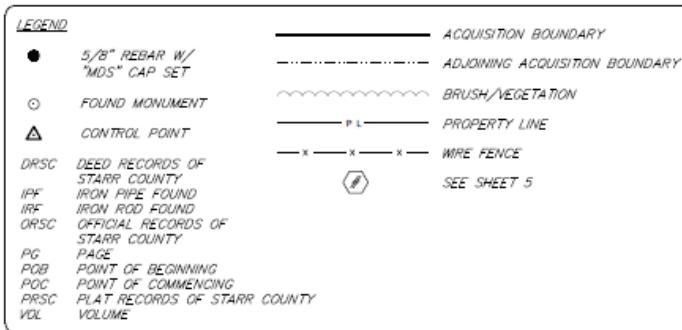
# SCHEDULE D

**SCHEDULE D****MAP or PLAT****LAND TO BE CONDEMNED**

**SCHEDULE D (Cont.)**

LINE	BEARING	DISTANCE	REC-BEARING	REC-DISTANCE
L1	S 75°26'31" E	3695.74'	N/A	N/A
L2	S 090°3'30" W	106.65'	S 080°7'00" W	N/A
L3	S 090°3'30" W	235.34'	S 080°7'00" W	N/A
L4	N 49°08'11" W	142.10'	N/A	N/A
L5	N 090°3'30" E	235.34'	N 080°7'00" E	N/A
L6	S 49°08'11" E	142.10'	N/A	N/A

COORDINATE TABLE			
MONUMENT No.	NORTHING	EASTING	MONUMENT NAME
1	16664624.912	849975.107	RGV-RGC-5062-1=5063-1
2	16664392.510	849938.055	RGV-RGC-5062-2=5063-4
3	16664485.484	849830.585	RGV-RGC-5061-3=5062-3
4	16664717.885	849867.637	RGV-RGC-5061-2=5062-4
5	16664730.229	849991.897	POC RGV-RGC-5062 5063



## NOTES:

- THE BEARINGS, DISTANCES, AND COORDINATE VALUES SHOWN HEREON ARE BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM, REFERENCED TO NAD83(2011), TX SOUTH ZONE (4205), US SURVEY FEET, USING THE CORS(2011) ADJUSTMENT. THE DISTANCES AND COORDINATES SHOWN HEREON ARE GRID VALUES AND MAY BE CONVERTED TO GROUND (SURFACE) USING THE TxDOT COUNTY PUBLISHED COMBINED SCALE FACTOR OF 1.000040000 (E.G. GRID 1.000040000 = SURFACE).
- A SEPARATE METERS AND BOUNDS DESCRIPTION OF EQUAL DATE WAS WRITTEN IN CONJUNCTION WITH THIS SURVEY PLAT.
- THE SQUARE FOOTAGE TOTAL RECDT HEREIN IS BASED ON MATHEMATICAL CALCULATIONS AND SUBJECT TO THE RULES OF ROUNDING AND SIGNIFICANT NUMBERS.
- THE REMAINING ACREAGE OF THE PARENT TRACT WAS CALCULATED FROM THE RECDT INSTRUMENTS AND IS NOT BASED ON FIELD DIMENSIONS.
- FIELD SURVEY COMPLETED 2/26/2020.
- THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF A TITLE COMMITMENT.
- MDS LAND SURVEYING COMPANY, INC. HAS PROVIDED THESE SURVEY SERVICES TO THE CORPS OF ENGINEERS AS A SUBCONSULTANT TO B&F ENGINEERING, INC., THE PRIME CONSULTANT. THE CORPS' CONTRACTING OFFICER'S REPRESENTATIVE IS STEPHEN CORLEY, RPLS (817) 888-1143.
- TEXAS 811 UTILITY LOCATE REQUEST WAS SUBMITTED FOR THIS SURVEY ON APRIL 2, 2020 (TICKET NO. 2059362327).

**MDS** | LAND SURVEYING  
COMPANY, INC.

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TEXAS BOARD OF PROFESSIONAL LAND SURVEYING FIRM REGISTRATION No. 10010600

725B SIDNEY BAUER - KERRVILLE, TX 78028 • 830-896-1616

Drawing Ref. No. 4 OF 7	METES & BOUNDS SURVEY MARTIN GARZA, ET AL TRACT No. RGV-RGC-5062 STARR COUNTY TEXAS
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MDS Proj. No. 18-20040 FILE NAME: RGV-RGC-5062 DATE: 4/10/2020

CONTRACT NO.: W91270-14-D-0013  
T.O.: WAKMAB1579870001

By	Date
Drawn	LMK 4/20
Checked	LMK 4/20
Surveyor	JDB 4/20

FID. BLK. # 19588-TB-06  
10th U.S. REVE SURVEYING FIR  
M. S. BAKER, INC.  
NO. 195884



U.S. Army Corps  
of Engineers

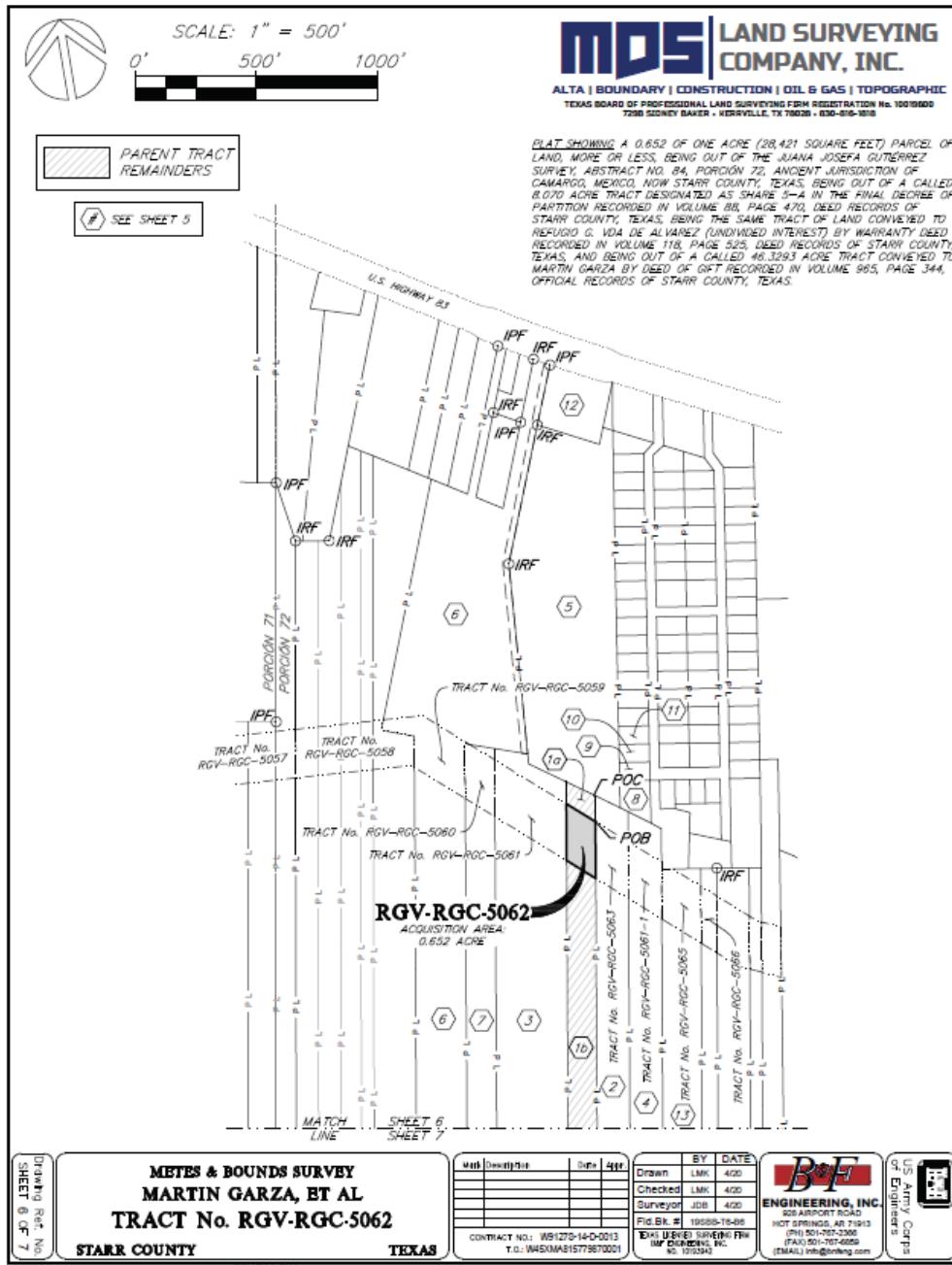
**SCHEDULE D (Cont.)**

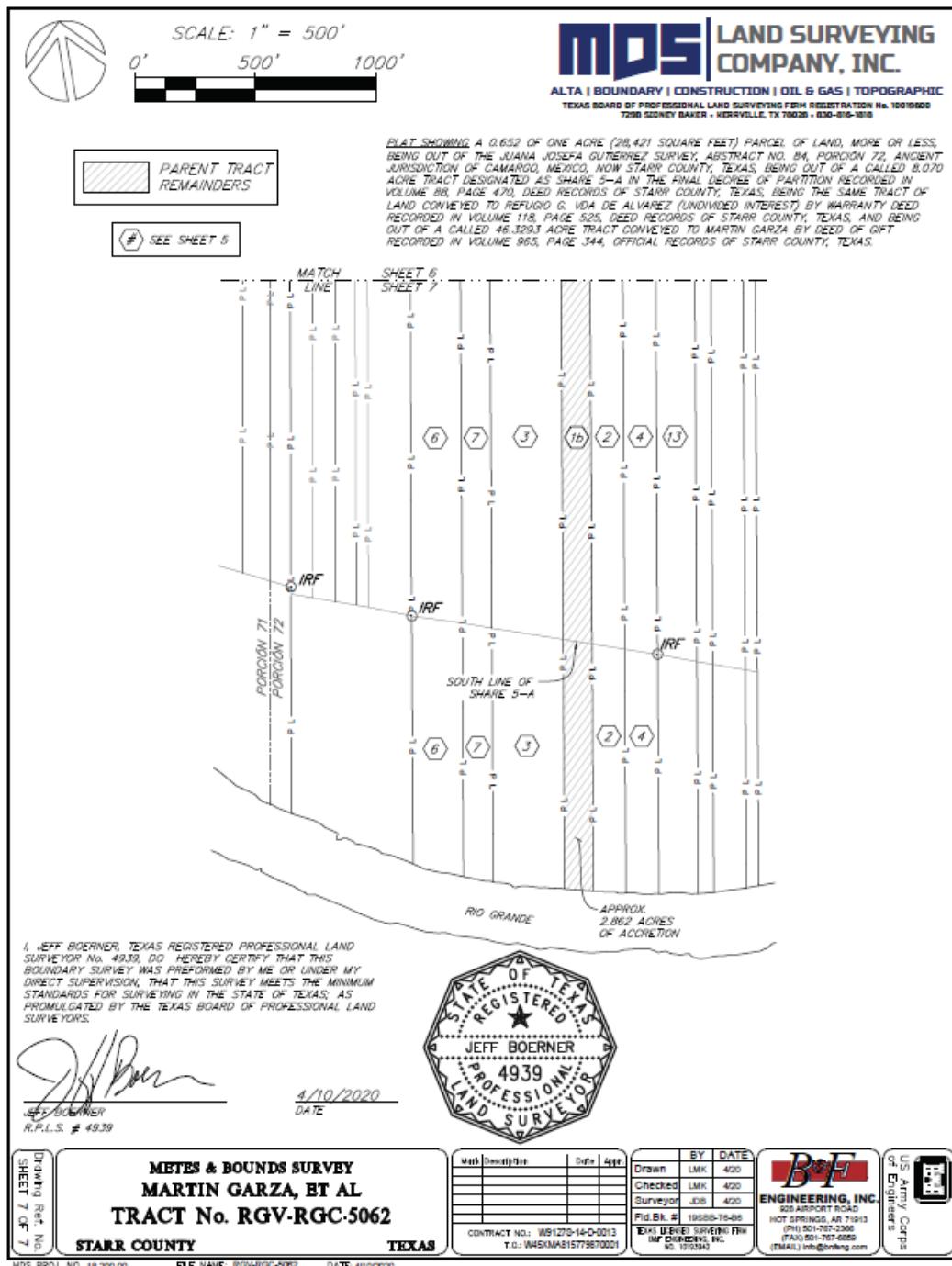
<p>(10)</p> <p>CALLED 8.670 ACRES FINAL DECREE OF PARTITION VOL. 88, PG. 470 DRSC (SHARE 5-A)</p> <p>REFUGIO G. VIDA DE ALVAREZ (UNDIVIDED INTEREST) WARRANTY DEED VOL. 118, PG. 525 DRSC</p> <p>MARTIN GARZA CALLED 46.3293 ACRES DEED OF GIFT VOL. 963, PG. 344 DRSC</p> <p>REMAINING AREA: 0.273 ACRE</p>	<p>(1b)</p> <p>CALLED 8.670 ACRES FINAL DECREE OF PARTITION VOL. 88, PG. 470 DRSC (SHARE 5-A)</p> <p>REFUGIO G. VIDA DE ALVAREZ (UNDIVIDED INTEREST) WARRANTY DEED VOL. 118, PG. 525 DRSC</p> <p>MARTIN GARZA CALLED 46.3293 ACRES DEED OF GIFT VOL. 963, PG. 344 DRSC</p> <p>REMAINING AREA: 7.145 ACRES</p>	<p>(2)</p> <p>CALLED 8.889 ACRES FINAL DECREE OF PARTITION VOL. 88, PG. 470 DRSC (SHARE 6)</p> <p>DEONICIA ALVAREZ GARZA (UNDIVIDED INTEREST) WARRANTY DEED VOL. 372, PG. 387 DRSC</p> <p>MARTIN GARZA CALLED 46.3293 ACRES DEED OF GIFT VOL. 963, PG. 344 DRSC</p> <p>REMAINING AREA: 0.273 ACRE</p>	<p>(3)</p> <p>CALLED 20.002 ACRES FINAL DECREE OF PARTITION VOL. 88, PG. 470 DRSC (SHARE 4-A)</p> <p>MARTIN GARZA CALLED 46.3293 ACRES DEED OF GIFT VOL. 963, PG. 344 DRSC</p>
<p>(4)</p> <p>CALLED 9.245 ACRES FINAL DECREE OF PARTITION VOL. 88, PG. 470 DRSC (SHARE 7-A)</p> <p>MARTIN GARZA CALLED 46.3293 ACRES DEED OF GIFT VOL. 963, PG. 344 DRSC</p>	<p>(5)</p> <p>L&amp;R PRECAST CONCRETE WORKS, INC. CALLED 13.221 ACRES SPECIAL WARRANTY DEED VOL. 1381, PG. 197 DRSC (TRACT 1)</p>	<p>(6)</p> <p>ARTURO GARZA, JR. CALLED 21.200 ACRES EXECUTOR'S DEED VOL. 462, PG. 307 DRSC (FIRST TRACT, SHARE 2-A)</p>	<p>(7)</p> <p>CAMILO GARZA &amp; RAMON GARZA CALLED 8.547 ACRES FINAL DECREE OF PARTITION VOL. 88, PG. 470 DRSC (SHARE 3)</p> <p>JESUS M. GARZA, ET AL PROBATE (CAUSE No. 853)</p> <p>JESUS M. GARZA, ET AL PROBATE (CAUSE No. 871)</p> <p>RANULFO GARZA WARRANTY DEED VOL. 603, PG. 503 DRSC</p> <p>SAN JUANITA SEPULVEDA DEED OF GIFT VOL. 1030, PG. 373 DRSC</p>
<p>(8)</p> <p>JOSE CANTU, JR. CALLED 0.42 ACRE DEED OF GIFT VOL. 1150, PG. 627 DRSC</p>	<p>(9)</p> <p>LOT 10 BLOCK 1 EL QUOTE 2 VOL. 2, PG. 192 PRSC</p>	<p>(10)</p> <p>LOT 9 BLOCK 1 EL QUOTE 2 VOL. 2, PG. 192 PRSC</p>	<p>(11)</p> <p>LOT 8 BLOCK 1 EL QUOTE 2 VOL. 2, PG. 192 PRSC</p>
<p>(12)</p> <p>BENITO ALVAREZ, JR., ET AL CALLED 1.99 ACRES WARRANTY DEED VOL. 511, PG. 781 DRSC</p>	<p>(13)</p> <p>FIDEL SALINAS CALLED 10.00 ACRES FINAL DECREE OF PARTITION VOL. 88, PG. 470 DRSC (SHARE 8-A)</p> <p>ROSE MARIE G. RODRIGUEZ PROBATE CAUSE NO. PR-88-23</p>		

**mds** LAND SURVEYING  
COMPANY, INC.

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TEXAS BOARD OF PROFESSIONAL LAND SURVEYING FIRM REGISTRATION No. 10019600  
7250 SIDNEY BAKER • KERRVILLE, TX 78028 • 800-816-1810

Drawing Ref. No.	Sheet No.	Metes & Bounds Survey	Tract No.	Contract No.	By	Date	B&F		G.C. Engineering Co.
							Surveyor	Drawn	
5	5	METES & BOUNDS SURVEY MARTIN GARZA, ET AL TRACT No. RGV-RGC-5062 STARR COUNTY TEXAS		W81270-14-D-0013 T.O.: WASKMAS15773670001	JDN	4/10/2020	LMK	4/20	
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**SCHEDULE D (Cont.)**

**SCHEDULE D (Cont.)**

Tract: RGV-RGC-5062

Owner: Martin Garza, et al.

Acres: 0.652

# SCHEDULE E

**SCHEDULE E**

**ESTATE TAKEN**

Starr County, Texas

Tract: RGV-RGC-5062

Owner: Martin Garza, *et al.*

Acres: 0.652

The estate acquired is fee simple, subject to existing easements for public roads and highways, public utilities, railroads, and pipelines; and subject to the mineral interests of third parties; excepting and reserving to the Grantor all interests in minerals and appurtenant rights for the exploration, development, production and removal of said minerals;

Reserving to the owners of the property designated as Share 5-A described in Volume 88, Page 470, Deed Records of Starr County reasonable access to and from the owners' lands lying between the Rio Grande River and the border barrier through opening(s) or gate(s) in the border barrier between the westernmost mark labeled "Beginning" and easternmost mark labeled "Ending" depicted on the map below;

Excepting and excluding all interests in water rights and water distribution and drainage systems, if any, provided that any surface rights arising from such water rights or systems are subordinated to the United States' construction, operation, and maintenance of the border barrier.

**SCHEDULE E (Cont.)**



# SCHEDULE F

**SCHEDULE F**

**ESTIMATE OF JUST COMPENSATION**

The sum estimated as just compensation for the land being taken is TWO THOUSAND, ONE HUNDRED DOLLARS AND NO/100 (\$2,100.00), to be deposited herewith in the Registry of the Court for the use and benefit of the persons entitled thereto.

# SCHEDULE G

**SCHEDULE G****INTERESTED PARTIES**

The following table identifies all persons who have or claim an interest in the property condemned and whose names are now known, indicating the nature of each person's property interest(s) as indicated by references in the public records and any other information available to the United States. See Fed. R. Civ. P. 71.1(c).

<b>Interested Party</b>	<b>Reference</b>
<b>The Unknown heirs of Martin Garza</b> [REDACTED]	RGV-RGC-5062 Deed of Gift, Volume 965, Page 344; Recorded June 9, 2003, Deed Records of Starr County
<b>The Unknown Heirs of Felipe Garcia</b> [REDACTED]	Affidavit of Heirship, Volume 1204, Page 349; Recorded August 13, 2008, Deed Records of Starr County
<b>The Unknown Heirs of Refugio G. Yda de Alvarez</b> [REDACTED]	Warranty Deed, Volume 118, Page 525; Recorded March 6, 1941, Deed Records of Starr County
<b>Santa Juanita J. Garza</b> [REDACTED] McAllen, TX [REDACTED]	
<b>Martin Ricardo Garza</b> [REDACTED] Brenham, TX [REDACTED]	
<b>Marissa Iris G. Lee</b> [REDACTED] Ada, MI [REDACTED]	
<b>Jaime A. Garza</b> [REDACTED] Sugarland, TX [REDACTED]	
<b>Aaron A. Garza</b> [REDACTED] McAllen, TX [REDACTED]	
<b>Marco A. Garza</b> [REDACTED] Edinburg, TX [REDACTED]	
<b>Ameida Salinas</b> 100 N. FM 3167 Suite 201 Rio Grande City, TX 78582	Starr County Tax Assessor Office